



CITY OF LODI

COUNCIL COMMUNICATION

AGENDA TITLE: Set Public Hearing for May 1, 1991 Pursuant to Government Code Section 5700 et seq. to Consider the Industrial Substation Reorganization, Including Annexation to the City of Lodi and Detachment from the Mokelumne Fire District, and the S. J. C. Resource Conservation District

MEETING DATE: April 3, 1991

PREPARED BY: City Clerk

RECOMMENDED ACTION: Council adopt a resolution directing the City Clerk, pursuant to State of California Government Code Section 5700 et seq., to set a public hearing for Wednesday, 7:30 p.m., May 1, 1991 to consider the Industrial Substation reorganization including annexation to the City of Lodi and detachment from the Mokelumne Fire District and the S. J. C. Resource Conservation District (Exhibit A).

BACKGROUND INFORMATION: On October 17, 1990 the Lodi City Council adopted Resolution No. 90-160 entitled, "A Resolution of the Lodi City Council for Application to the San Joaquin County Local Agency Formation Commission in the Matter of the Proposed Industrial Substation Addition Including the Detachment of Certain Territory Within the Area Proposed for Annexation to the City of Lodi". The subject resolution together with the appropriate fees and pertinent documentation was forwarded to the Local Agency Formation Commission on October 30, 1991.

Following a public hearing regarding the matter held on March 15, 1991, the Local Agency Formation Commission of San Joaquin County determined and ordered the following:

1. The Environmental Impact Report adopted by the City of Lodi as lead agency has been reviewed and considered, and findings of fact and a statement of overriding considerations are hereby adopted.
2. The above titled organization is approved subject to the terms and conditions contained herein.
3. The boundaries are hereby approved as submitted, said boundaries being set forth in Exhibit B.
4. The affected territory is uninhabited.

APPROVED: _____

THOMAS A. PETERSON
City Manager

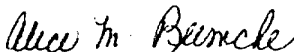


Industrial Substation Reorganization
April 3, 1991
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5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 5700 et seq. of the Government Code.
6. The Executive Officer is hereby authorized and directed to mail and file certified copies of this resolution as required by Section 56853 of the Government Code.

Attached is a copy of Resolution No. 825 before the Local Agency Formation Commission of San Joaquin County - Resolution Approving the Industrial Substation Reorganization (LAFCO 4-91) Including Annexation to the City of Lodi and Detachment from the Mokelumne Fire District and the S. J. C. Resource.

FUNDING: None Required.


Alice M. Reimche
City Clerk

AMR/jmp

COUN0086/TXTA.02J/COUNCOM

RESOLUTION NO. 91-69

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A RESOLUTION OF THE LODI CITY COUNCIL
DIRECTING THE CITY CLERK, PURSUANT TO STATE OF CALIFORNIA
GOVERNMENT CODE SECTION 5700 ET SEQ. TO SET A PUBLIC HEARING TO
CONSIDER THE INDUSTRIAL SUBSTATION REORGANIZATION, INCLUDING ANNEXATION TO THE
CITY OF LODI AND DETACHMENT FROM THE MOKELUMNE FIRE DISTRICT AND THE
S. J. C. RESOURCE CONSERVATION DISTRICT

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WHEREAS, the above-entitled proposal for the Industrial Substation Reorganization, including annexation to the City of Lodi and detachment from the Mokelumne Fire District and the S. J. C. Resource Conservation District was initiated by the City of Lodi with adoption of Resolution No. 90-160 entitled, "A Resolution of the Lodi City Council for Application to the San Joaquin County Local Agency Formation Commission in the Matter of the Proposed Industrial Substation Addition Including the Detachment of Certain Territory Within the Area Proposed for Annexation to the City of Lodi" on October 17, 1990, and on February 12, 1991, the Local Agency Formation Commission of San Joaquin Executive Officer certified the application filed for processing in accordance with the Local Government Reorganization Act; and

WHEREAS, following a public hearing regarding the matter held on March 15, 1991, the Local Agency Formation Commission of San Joaquin County adopted Resolution No. 825 - Resolution Approving the Industrial Substation Reorganization (LAFCO 4-91) Including Annexation to the City of Lodi and Detachment from the Mokelumne Fire District and the S. J. C. Conservation District determining and ordering the following:

1. The Environmental Impact Report adopted by the City of Lodi as lead agency has been reviewed and considered, and findings of fact and a statement of overriding considerations are hereby adopted.
2. The above titled organization is approved subject to the terms and conditions contained herein.
3. The boundaries are hereby approved as submitted, said boundaries being set forth in Exhibit B.
4. The affected territory is uninhabited.
5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 5700 et seq. of the Government Code.
6. The Executive Officer is hereby authorized and directed to mail and file certified copies of this resolution as required by Section 56853 of the Government Code.

Resolution No. 91- 69
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NOW, THEREFORE, BE IT RESOLVED THAT THE LODI CITY COUNCIL does hereby direct the City Clerk, pursuant to State of California Government Code Section 5700 et seq., to set a public hearing for Wednesday, May 1, 1991 at 7:30 p.m. to consider the Industrial Substation Reorganization including annexation to the City of Lodi and detachment from the Mokelumne Fire District and the S. J. C. Resource Conservation District.

The subject public hearing will be held in the Council Chambers, Carnegie Forum, 305 West Pine Street, Lodi, California.

Dated: April 3, 1991

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I hereby certify that Resolution No. 91-69 was passed and adopted by the Lodi City Council in a regular meeting held April 3, 1991 by the following vote:

Ayes: Council Members -

Noes: Council Members -

Absent: Council Members -

Alice M. Reimche
City Clerk

91-69

RES9169/TXTA.02J

RESOLUTION NO. 825

BEFORE THE LOCAL AGENCY FORMATION COMMISSION OF SAN JOAQUIN
RESOLUTION APPROVING THE INDUSTRIAL SUBSTATION REORGANIZATION
(4-91) Including Annexation To The City Of Lodi And Detachment
From The Mokelumne Fire District And The S.J.C. Resource
Conservation District

WHEREAS, the above entitled proposal was initiated by resolution of the City of Lodi, and on February 12, 1991, the Executive Officer certified the application filed for processing in accordance with the Local Government Reorganization Act; and,

WHEREAS, the Commission held a public hearing on the proposed reorganization on March 15, 1991, in the Board of Supervisors Chambers, County Courthouse, pursuant to notice of hearing which was published, posted and mailed in accordance with State law; and,

WHEREAS, at said hearing the Commission heard and received evidence, both oral and documentary, submitted in favor of and in opposition to the proposed reorganization and all persons present were given and opportunity to be heard.

NOW THEREFORE, the Local Agency Formation Commission of San Joaquin County DOES HEREBY RESOLVE, DETERMINE, AND ORDER as follows:

Section 1. The Environmental Impact Report adopted by the City of Lodi as lead agency has been reviewed and considered, and findings of fact and a statement of overriding considerations are hereby adopted.

Section 2. The above entitled reorganization is approved subject to the terms and conditions contained herein.

Section 3. The boundaries are hereby approved as submitted, said boundaries being set forth in Exhibit A.

Section 4. The affected territory is uninhabited.

Section 5. The City of Lodi is designated as the conducting authority and the City Council is authorized to initiate proceedings for uninhabited reorganization in accordance with Section 57000 et, seq. of the Government Code.

Section 6. The Executive Officer is hereby authorized and directed to mail and file certified copies of this resolution as required by Section 56853 of the Government Code.

PASSED AND ADOPTED this 15th day of March 1991, by the following vote:

AYES: Commissioners Darrah, Nelson, Perry, Simas and Chairman Wilhoit
NOES: None
ABSTAIN: Commissioner Barber

THE FOREGOING IS A CORRECT COPY OF
THE ORIGINAL. ON FILE IN THIS OFFICE

GEORGE A. MCINTYRE
EXECUTIVE OFFICER

By: [Signature]
COMMISSION CLERK

Date: 3/20/91

[Signature]
DOUGLASS W. WILHOIT, CHAIRMAN
Local Agency Formation Commission
of San Joaquin County

RESOLUTION NO. 825

BEFORE THE LOCAL AGENCY FORMATION COMMISSION OF SAN JOAQUIN
RESOLUTION APPROVING THE INDUSTRIAL SUBSTATION REORGANIZATION
(4-91) Including Annexation To The City Of Lodi And Detachment
From The Mokelumne Fire District And The S.J.C. Resource
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resolution of the City of Lodi, and on February 12, 1991, the
Executive Officer certified the application filed for processing in
accordance with the Local Government Reorganization Act; and,

WHEREAS, the Commission held a public hearing on the proposed
reorganization on March 15, 1991, in the Board of Supervisors
Chambers, County Courthouse, pursuant to notice of hearing which
was published, posted and mailed in accordance with State law; and,

WHEREAS, at said hearing the Commission heard and received
evidence, both oral and documentary, submitted in favor of and in
opposition to the proposed reorganization and all persons present
were given and opportunity to be heard.

NOW THEREFORE, the Local Agency Formation Commission of San
Joaquin County DOES HEREBY RESOLVE, DETERMINE, AND ORDER as
follows:

Section 1. The Environmental Impact Report adopted by the
City of Lodi as lead agency has been reviewed and considered, and
findings of fact and a statement of overriding considerations
are hereby adopted.

Section 2. The above entitled reorganization is approved
subject to the terms and conditions contained herein.

Section 3. The boundaries are hereby approved as submitted,
said boundaries being set forth in Exhibit A.

Section 4. The affected territory is uninhabited.

Section 5. The City of Lodi is designated as the conducting
authority and the City Council is authorized to initiate
proceedings for uninhabited reorganization in accordance with
Section 57000 et, seq. of the Government Code.

Section 6. The Executive Officer is hereby authorized and directed to mail and file certified copies of this resolution as required by Section 56853 of the Government Code.

PASSED AND ADOPTED this 15th day of March 1991, by the following vote:

AYES: Commissioners Darrah, Nelson, Perry, Simas and Chairman Wilhoit

NOES: None

ABSTAIN: Commissioner Barber

THE FOREGOING IS A CORRECT COPY OF
THE ORIGINAL OF FILED IN THIS OFFICE

GEORGE A. MCINTYRE
EXECUTIVE OFFICER

By: [Signature]
COMMISSION CLERK

Date: 3/20/91

[Signature]
DOUGLASS W. WILHOIT, CHAIRMAN
Local Agency Formation Commission
of San Joaquin County

EXHIBIT A

March 4, 1991

INDUSTRIAL SUBSTATION ANNEXATION TO THE CITY OF LODI San Joaquin County, California

A portion of the northeast-quarter of Section 7, Township 3 North, Range 7 East, Mount Diablo Base and Meridian, more particularly described as follows:

Beginning at the northwest corner of said northeast-quarter of Section 7, said corner being on the north line of the Central California Traction Company's 100 foot wide right of way, and also being on the Lodi City Limit Line; thence along said City Limit line, South $87^{\circ} 20' 49''$ East, being along the north line of said Section 7 and said Traction Company's north right of way line, 533.24 feet to the northerly production of the east line of that certain 15.16 acre parcel of land shown on Record of Survey, filed in Book of Surveys, Volume 31, page 75, San Joaquin County Records; thence leaving said City Limit line, South $0^{\circ} 47' 19''$ East along said northerly production and east line, 1,332.75 feet to the southeast corner of said 15.16 acre parcel, being on said City Limit line; thence along said City Limit line the following two (2) courses: (1) North $87^{\circ} 33' 30''$ West along the south line of said 15.16 acre parcel, 539.08 feet to the west line of said northeast-quarter, and (2) North $0^{\circ} 32' 00''$ West along said west line, 1,334.40 feet to the point of beginning.

Containing 16.4 acres, more or less.

RECOMMENDED APPROVAL AS TO DESCRIPTION OF:

Robert D. DeRamus
Chief Deputy County Surveyor

APPROVED BY:

Henry M. Hara
County Surveyor

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